

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA**

CASE NO. 22-CV-60734-RAR

BRIANA DIMASCIO,

Plaintiff,

v.

**CLEVELAND CLINIC FLORIDA
HEALTH SYSTEM NONPROFIT
CORPORATION, et al.,**

Defendants.

**ORDER APPROVING SETTLEMENT
AGREEMENT AND DISMISSING CASE WITH PREJUDICE**

THIS CAUSE comes before the Court on the Joint Motion to Approve FLSA Settlement and Dismiss Case with Prejudice [ECF No. 40] (“Motion”), filed on August 31, 2022. Before the Court can approve a settlement of FLSA claims, it must scrutinize the settlement and determine that it is a “fair and reasonable resolution of a bona fide dispute over FLSA provisions.” *Lynn’s Food Stores, Inc. v. United States*, 679 F.2d 1350, 1355 (11th Cir. 1982). If the settlement reflects a reasonable compromise over FLSA issues that are in dispute, the Court may approve the settlement “to promote the policy of encouraging settlement in litigation.” *Id.* at 1354. Upon review of the record and the parties’ documented basis for settlement of this FLSA case, including an award of attorneys’ fees to Plaintiff’s counsel, the Court finds that the settlement of this action is fair and reasonable and that the requested fee is fair and reasonable and not grossly excessive. Accordingly, it is hereby

ORDERED AND ADJUDGED as follows:

1. The Motion [ECF No. 40] is **GRANTED**.

2. The Settlement Agreement [ECF No. 40-1], which has been duly filed as a record of the Court, is **APPROVED** in its entirety.
3. The case is **DISMISSED WITH PREJUDICE**, and any pending motions are **DENIED AS MOOT**.
4. The Court retains jurisdiction to enforce the terms of the Settlement Agreement.

DONE AND ORDERED in Fort Lauderdale, Florida, this 1st day of September, 2022.

A handwritten signature in black ink, appearing to read 'Rodolfo A. Ruiz II', is written over a horizontal line.

RODOLFO A. RUIZ II
UNITED STATES DISTRICT JUDGE